

## REMARKS

It is desired to thank the legal Instrument Examiner Phillips for instructions on how properly to respond to the Notice of Non-Compliance of September 4, 2009.

The claims affirmed as rejected by the Board of Appeals and Interferences, 16-20, 23, 25, 27, 28, 30, 31, 33, 35, 36, 38 and 39 have been cancelled by the present amendment.

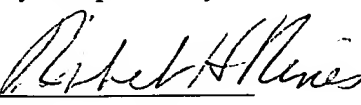
Claim 40 has been re-written into independent form as required. Claims 41, 42, 43 and 44 which have been deemed allowable by the Board have been re-presented as dependent upon re-written claim 40. Claim 45 has been also allowed by the Board and has been re-written into independent form. Dependent claim 46 depends from claim 45.

Claims 1 through 39 have been cancelled

Any costs incurred by this filing, may be charged to account no. 18-1425 of the undersigned attorneys.

Very Respectfully,

Date: September 24, 2009  
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